### 10/032,325 Application No. Filing Date March 4, 2002 INFORMATION DISCLOSURE First Named Inventor Perholtz et al. STATEMENT BY APPLICANT Group Art Unit 2145 FORM PTO-1449 (modified) Examiner Name Swearingen, Jeffrev R. Attorney Docket No. 2540-0550 Sheet 1 of 14 Confirmation No. 6319

			U.S. PATENT DOC	UMENTS
Examiner Initials*	Cite No.	Document No.	Publication/ Issue Date	Name of Patentee or Applicant of Cited Document
	1-1	US-3541541	1970-11-17	Engelbert
	1-2	US-4054911	1977/10	Fletcher et al.
	1-3	US-4101959	1978/07	Domike et al.
	1-4	US-4177514	1979/12	Rupp
	1-5	US-4862268	1989/08	Campbell et al.
	1-6	US-5033903	1991/07	Olsson et al.
	1-7	US-5351129	1994/09	Lai
	1-8	US-5495474	1996/02/27	Olnowich
	1-9	US-5594467	1997/01	Mariton et al.
	1-10	US-5877819	1999/03	Branson
	1-11	US-6177934	2001/01	Sugiura et al.
	1-12			
	1-13			
	1-14			
	1-15			
	1-16			
	1-17			
	1-18			
	1-19			
	1-20			
	1-21			
	1-22			
	1-23			
	1-24			
	1-25			
	1-26			

Signature   Considered   01/14/2011   Jeffrey Swearingen/	Examiner Signature	/ leffrey Swearingen/	Date Considered	01/14/2011
---	-----------------------	-----------------------	--------------------	------------

\*Examiner: Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant.

### Application No. 10/032.325 Filing Date March 4, 2002 INFORMATION DISCLOSURE First Named Inventor Perholtz et al. STATEMENT BY APPLICANT Group Art Unit 2145 FORM PTO-1449 (modified) Swearingen, Jeffrey R. Examiner Name Attorney Docket No. 2540-0550 6319 Sheet 2 of 14 Confirmation No.

			FOREIGN PATENT	DOCUMENTS	
Examiner Initials*	Cite No.	Document No.	Publication Date	Name of Patentee or Applicant of Cited Document	Notes
	2-1	CA 2 072 198	12/25/1992	Compaq Computer Corp.	
	2-2	JP 04-113392	1992/04/14	MITSUBISHI ELECTRIC CORP (w/English abstract)	SOR
	2-3	JP 04-267294	1992/09/22	FUJITSU GENERAL LTD (w/English abstract)	SOR
	2-4				
	2-5				
	2-6				
	2-7				
	2-8				
	2-9				
	2-10				
	2-11				
	2-12				
	2-13				
	2-14				
	2-15				
	2-16				
	2-17				
	2-18				
	2-19				
	2-20				
	2-21				
	2-22				
	2-23		1		
	2-24				
	2-25		1		
	2-26				

Examiner	11.11.00 : 1	Date	
Signature	/Jeffrey Swearingen/	Considered	01/14/2011
1			01/14/2011

\*Examiner: Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered include a copy of this form with next communication to applicant. Notes: If identified, the following is provided. EA = English Abstract, T = Translation, PT = Partial Translation, SOR = Statement of Relevancy, PF = Patent Translation.

		Application No.	10/032,325
STATEMEN		Filing Date	March 4, 2002
	INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
	FORM PTO-1449 (modified)	Group Art Unit	2145
	, ,	Examiner Name	Swearingen, Jeffrey R.
		Attorney Docket No.	2540-0550
	Sheet 3 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES		
Examiner Initials*	Cite No. Non-patent Reference bibliographic information, where available			
	3-1	"Data Network Expansion Can Be Done Painlessly" Entrepreneur Communications News Dec., 1984		
	3-2	"Introducing the Q-Net Resource Manager" Microscience Corporation 1985		
	3-3	"pcAnywhere32 User's Guide", Symantec Corporation, c1993-1997, Peter Norton Product Group.		
	3-4	CA Appln. No. 2,533,841 - 2009-08-05 CIPO Office Action		
	3-5	Carrell, Jeffery. "Online System Concentrator" and "MultiNet LET-36" PC Magazine, November 10, 1992.		
	3-6	Defendant Rose Electronics' Answer and Defenses, Avocent Redmond Corp. v. The United States, Civil Action No. 08-CV-00069 (LSM), United States Court of Federal Claims, May 12, 2008.		
	3-7	Defendant Rose Electronics' Motion to Intervene, Avocent Redmond Corp. v. The United States, Civil Action No. 08-CV-00069 (LSM), United States Court of Federal Claims, May 12, 2008.		

Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011	

\*Examiner: Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered include a copy of this form with next communication to applicant. Notes: If identified, the following is provided: EA = English Abstract, T = Translation, PT = Partial Translation, SOR = Statement of Relevancy, PF = Patent Translation, SOR = Statement of Relevancy, PF = Paten

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
,	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 4 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Notes
	4-1	Defendant The United States's Answer to Plaintiff's Complaint, Avocent Redmond Corp. v. The United States, Civil Action No. 08-CV-00069 (LSM), United States Court of Federal Claims, March 31, 2008.	
	4-2	Deposition Transcript of Barry Tragen dated December 22, 2009, Avocent Redmond Corp. v. US et al., U.S. Court of Claims Case No. 08-69C	
	4-3	English Abstract of FR 2672707 (1992-08-14)	
	4-4	English Abstract of JP 02-207299 (1990/08/16)	
	4-5	English Abstract of JP 03-087790 (1991/04/12)	
	4-6	English Abstract of JP 03-116091 (1991/05/17)	
	4-7	English Abstract of JP 03196186 (1991-08-27)	

	Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011
-				

### Application No. 10/032,325 Filing Date March 4, 2002 INFORMATION DISCLOSURE First Named Inventor Perholtz et al. STATEMENT BY APPLICANT 2145 Group Art Unit FORM PTO-1449 (modified) Examiner Name Swearingen, Jeffrey R. Attorney Docket No. 2540-0550 Sheet 5 of 14 Confirmation No. 6319

Cite No. 5-1 5-2	Non-patent Reference bibliographic information, where available  English Abstract of JP 03-201882 (1991/09/03)  English Abstract of JP 04026889 (1992-01-29)	Note
5-2	English Abstract of JP 04025889 (1992-01-29)	
5-3	English Abstract of JP 04166891 (1992-06-12)	
5-4	English Abstract of JP 04225393 (1992-08-14)	
5-5	English Abstract of JP 0507721 (1993/02/05)	
5-6	English Abstract of JP 05-210383 (1993/08/20)	
5-7	English Abstract of JP 05257736 (1993-10-08)	
5-	55	English Abstract of JP 04225393 (1992-08-14)  English Abstract of JP 0507721 (1993/02/05)  English Abstract of JP 05-210383 (1993/08/20)

Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011	
-----------------------	----------------------	--------------------	------------	--

\*Examiner\* Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant. Notes: If identified, the following is provided EA = English Abstract, T = Translation, PT = Partial Translation, SQR = Statement of Relevancy, PF = Patent Family

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
,	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 6 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Notes
	6-1	English Abstract of JP 06-203000 (1994/07/22)	
	6-2	English Abstract of JP 07-200471 (1995/08/04)	
	6-3	English Abstract of JP 4212555 (1992/08/04)	
	6-4	English Abstract of JP 52057736 (1977-05-12)	
	6-5	English Abstract of JP 63268394 (1988/11/07)	
	6-6	European Search Report in European Patent Appln. No. 01118868.7 mailed August 13, 2009.	
	6-7	JP Appln. No. 2003-008673 - 2009-03-27 Translation of JPO Office Action	

- 1					
	Examiner		Date		ı
	Signature	/Jeffrey Swearingen/	Considered	01/14/2011	l

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 7 of 14	Confirmation No.	6319

NON-PATENT REFERENCES			
Examiner Initials*			Note
	7-1	JP Appln. No. 2003-008673 - 2010-01-26 JPO Decision of Rejection with English translation	
	7-2	Markman Order dated April 14, 2010, Avocent Redmond Corp. v. US et al., U.S. Court of Claims Action No. 08-69C	
	7-3	NEC's Mos Intergrated Circuit PD6451A Published September 1990	
	7-4	NEC's Mos Intergrated Circuit PD6452 Published July 1990	
	7-5	NEC's Mos Intergrated Circuit PD6453 Published November 1990	
	7-6	NEC's Mos Intergrated Circuit PD6454 Published 1992	
	7-7	NEC's Mos Intergrated Circuit PD6456 Published December 1991	-

	Date Considered	01/14/2011
--	--------------------	------------

## ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH, JUST

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
,	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 8 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*			Notes
	8-1	NEC's Mos Intergrated Circuit PD8460 Published 1989	
	8-2	Notification of Reasons For Rejection (October 17, 2000) (Translation) (JP Patent Application No. 510523/97)	
	8-3	Partial Translation of Jpn. Pat. Appln. KOKAI Publication No. 57-158883 (publication date Sept. 30, 1982)	
	8-4	Plaintiff Avocent Redmond Corp.'s Complaint for Unauthorized Use of Patented Iventions, Avocent Redmond Corp. v. The United States, Civil Action No. 08-CV-00069 (LSM), United States Court of Federal Claims, January 31, 2008.	
	8-5	Q-Net Resource Manager Manual, Microscience Corporation, 231 pgs.	
	8-6	Rose Electronics' On-Screen Display Option Supplement to ServeView Plus and SVE models, Installation and Operation Manual (dated 1997)	
	8-7	Rose Job Ad for Production, Engineering and Project Managers, Hardware, Software, Test Engineers and Technicians, Houston Chronicle, Jan. 1, 1995	

- 1					
	Examiner		Date		
	Signature	11-11	Considered		
	Olgitature	/Jeffrey Swearingen/	Considered	01/14/2011	

## ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /J.S./

Application No.	10/032,325
Filing Date	March 4, 2002
First Named Inventor	Perholtz et al.
Group Art Unit	2145
Examiner Name	Swearingen, Jeffrey R.
Attorney Docket No.	2540-0550
Confirmation No.	6319
	Filing Date First Named Inventor Group Art Unit Examiner Name Attorney Docket No.

NON-PATENT REFERENCES			
Examiner Initials*			Notes
	9-1	Roses 2d Supplemental Resp. to Interrogatory No. 5 (Invalidity) Appendix A in Claims Court Action No. 08-69C	
	9-2	Roses 2d Supplemental Resp. to Interrogatory No. 5 (Invalidity) in Claims Court Action No. 08-69C	
	9-3	Roses 3rd Supplemental Response to Avocent's Interrogatory No. 5 (Appendices A -F) in Avocent v. United States 08-69C	
	9-4	Roses 3rd Supplemental Response to Avocent's Interrogatory No. 5 in Avocent v. United States 08-69C	
	9-5	Roses Amended Answer and Defenses submitted on 08/12/2009 in Claims Court Action No. 08-89C	
	9-6	Roses Amended Answer and Defenses submitted on 11/05/2009 in Claims Court Action No. 08-69C	
	9-7	Roses Opening Claim Construction Brief Eisenbarth Declaration in Claims Court Action No. 08-69C	

Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011
			01/14/2011

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
,	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 10 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Note
	10-1	Roses Opening Claim Construction Brief in Claims Court Action No. 08-69C	
	10-2	Roses Opening Claim Construction Brief Jackson Declaration Exhibit D in Claims Court Action No. 08-69C	
	10-3	Roses Opening Claim Construction Brief Jackson Declaration Exhibit M in Claims Court Action No. 08-69C	
	10-4	Roses Opening Claim Construction Brief Jackson Declaration Exhibits A-B in Claims Court Action No. 08-69C	
	10-5	Roses Opening Claim Construction Brief Jackson Declaration Exhibits C in Claims Court Action No. 08-69C	
	10-6	Roses Opening Claim Construction Brief Jackson Declaration Exhibits E-G in Claims Court Action No. 08-69C	
	10-7	Roses Opening Claim Construction Brief Jackson Declaration Exhibits H-L in Claims Court Action No. 08-69C	

Examiner /Jeffrey Swearingen/ Signature	Date Considered	01/14/2011
--	--------------------	------------

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 11 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Notes
	11-1	Roses Opening Claim Construction Brief Jackson Declaration in Claims Court Action No. 08-89C	
**************************************	11-2	Tellabs 300 Dataplexer Installation Manual Technical Manual 76.810300/2, Rev. A 7/89	
	11-3	Tellabs 300 Dataplexer Network Manager's Guide Technical Manual 76.810300/3, Rev. A 7/89	
	11-4	Tellabs 300 Dataplexer System Description Technical Manual 76820300/1, Rev. A 7/89	
	11-5	Tellabs 331 Xplexer Installation Manual Technical Manual 76.810331/2, Rev. C 12/68	
	11-6	Tellabs 331 Xplexer Network Manager's Guide Technical Manual 76.810331/3, Rev. C 12/88	
	11-7	Tellabs 331 Xplexer System Description Technical Manual 76.810331/1, Rev. C 12/88	

Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011	
-----------------------	----------------------	--------------------	------------	--

# ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /J.S./

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
, , ,	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 12 of 14	Confirmation No.	6319

Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Notes
	12-1	Translation of JP application 5-27721 (by 3rd Party Requester - Rose) (1993/02/05)	
	12-2	Translation of JP application 5-27721 by Avocent	
	12-3	Translation of JP application 5-81196 (by 3rd party requester - Rose) (1993-04-02)	
	12-4	Translation of JP application 5-81196 by Avocent	
	12-5	Translation of July 16, 2002 Final Notification of Reasons for Rejection for Japanese Pat. Appl. No. 510523/97	
	12-6	Translation of June 6, 2001 Decision of Rejection for Japanese Pat. Appl. No. 510523/97	
	12-7	Trueman, Richard "CRT-Based Data Display Technology" Information Display, Vol. 9, No. 12, December 1993	

	Examiner Signature	/Jeffrey Swearingen/	Date Considered	01/14/2011	
ı		roomey encamingers			ı

# ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /J.S./

	Application No.	10/032,325
	Filing Date	March 4, 2002
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	First Named Inventor	Perholtz et al.
FORM PTO-1449 (modified)	Group Art Unit	2145
	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 13 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Note
	13-1	U.S. Application Ser. No. 08/970,168 1.312 Amendment	
	13-2	U.S. Application Ser. No. 08/970,168 Notice Of Allowance	
	13-3	U.S. Appln. No. 11/129,443 - 2009-04-16 PTO Office Action	
	13-4	U.S. Reexam 90/010,626 - 2009-07-29 PTO Reexam Request	
	13-5	U.S. Reexam 90/010,628 - 2009-10-02 PTO Order Granting Request for Ex Parte Reexam	
	13-6	U.S. Reexam 90/010,627 - 2009-07-29 PTO Reexam Request	
	13-7	U.S. Reexam 90/010,627 - 2009-09-10 PTO Order Granting Request for Ex Parte Reexam	

Signature /Jeffrey Swearingen/ Considered 01/14/2011
--

\*Examiner: Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered include a copy of this form with next communication to applicant. Notes: if identified, the following is provided: 64 = English Abstract, 1 = Translation, PT = Partial Translation, SOR = Statement of Relevancy, PF = Patent Family

INFORMATION DISCLOSURE STATEMENT BY APPLICANT FORM PTO-1449 (modified)	Application No.	10/032,325
	Filing Date	March 4, 2002
	First Named Inventor	Perholtz et al.
	Group Art Unit	2145
	Examiner Name	Swearingen, Jeffrey R.
	Attorney Docket No.	2540-0550
Sheet 14 of 14	Confirmation No.	6319

		NON-PATENT REFERENCES	
Examiner Initials*	Cite No.	Non-patent Reference bibliographic information, where available	Notes
	14-1	U.S. Reexam 90/010,627 - 2010-03-18 PTO Notice of Intent to Issue Ex Parte Reexamination Certificate	
	14-2	U.S. Reexam 90/010,628 - 2009-07-30 PTO Reexam Request	
	14-3	U.S. Reexam 90/010,813 - 2010-01-06 PTO Reexam Request	
	14-4	U.S. Reexam 90/010,813 - 2010-03-05 PTO Order Granting Request for Ex Parte Reexam	
	14-5	U.S. Reexam Control No. 90/010,626 - 2010-02-17 PTO Office Action	
	14-6	U.S. Reexam Control No. 90/010,628 - 2010-05-11 PTO Office Action	
	14-7	U.S. Reexam Control No. 90010628 - 2009-10-09 Order Granting Request for Reexamination	

Examiner		Date Considered	01/14/2011	l
Signature	/Jeffrey Swearingen/	Considered	01/14/2011	ı

\*Examiner: Initial if reference was considered, whether or not citation is in conformance with MPEP 609. Draw a line through citation if not in conformance and not considered. Include a copy of this form with not communication to applicant. Notes: If identified, the following is provided: EA = English Abstract, I = Translation, PT = Partial Translation, SOR = Statement of Relevancy, PF = Patent Family